IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTEENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 5361 of 2005

Between:

The Toddy Tappers Cooperative Society, Alloor Village, Chevella Mandal, Ranga Reddy District. Rep. by its Authorised Member Suti Narsimhulu, S/o. Balaiah, Aged about 50 years, Occ: Tapper, R/o. Aloor Village, Chevella Mandal, Ranga Reddy District.

..... PETITIONER

AND

The Prohibition and Excise, Superintendent,
Ranga Reddy District., Office at Narayanaguda, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an Order or Direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondent in not granting additional T.F.T. licences under Tree for Tapper Scheme to the members of the petitioner Society At Aloor Village, Chevella Mandal, R.R. District, and contemplating to grant T.F.T. Licenses in favour of Non-Tappers and Non-Members of the Society, as illegal, unlawful, arbitrary, and against the excise policy issued in G.O. Ms. No. 767, dt. 29-9-2004, and consequently direct the respondent to consider representation, dt. 28-2-2005 for grant of 25 T.F.T. Licences to the members of the T.C.S. Aloor by allotting each 30 Shendi Trees by duly following the guidelines issued under G.O. Ms. No. 767, dt. 29-9-2004, and pass other order or orders which are necessary in the interest of justice.

Counsel for the Petitioner: MR.M.DAMODAR REDDY

Counsel for the Respondent: GP FOR PROHIBITION & EXCISE

The Court at the stage of admission made the following :

***ORAL ORDER*:**

Heard both sides. Perused the material placed before me.

Petitioner seeks a declaration that the action of the respondent in not granting additional T.F.T. licences under Tree for Tapper Scheme to the members of the petitioner society at Aloor village, Chevella Mandal in R.R. District and contemplating to grant T.F.T. licences in favour of Non-Tappers and Non-members of the society as illegal and arbitrary and consequently seeks a direction to the respondent to consider representation, dt. 28-2-2005 made by the petitioner society for grant of 25 T.F.T. Licences to the members of the T.C.S. Aloor by allotting each 30 Shendi Trees by duly following the guidelines issued under G.O. Ms. No. 767, dated 29-9-2004.

The grounds through which the petitioner ventilates his grievance are factual in nature. Further it appears that in this connection, the petitioner had already submitted a representation to the competent authority.

Having regard to the said fact, it is expedient to dispose of the writ petition with a direction to the respondent to consider the representation made by the petitioner as expeditiously as possible,

preferably within six weeks from the date of receipt of a copy of this order.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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kvsn 17-03-2005

To

1. The Prohibition and Excise, Superintendent,
   Ranga Reddy District., Office at Narayanaguda, Hyderabad.

2. Two CCs to GP for Proh. & Excise, High Court buildings, Hyderabad.

3. Two CD copies.